IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

L.P.A. NO. 68 OF 2003

ALONGWITH

CIVIL APPLICATION NO.77 OF 2003

ULHASNAGAR MUNICIPAL CORPORATION

SCHOOL BOARD. ... APPELLANT.

VS.

THE TRUSTEES OF THE ORIENTAL

EDUCATION TRUST & ORS. ... RESPONDENTS.

S.P.KADARI FOR THE APPELLANT.

MR. H.D.BUCH WITH S.K.MORE FOR THE RESPONDENT NO.1.

MR. P.M.PATNE AGP FOR RESPONDENT NO.3.

CORAM : J.N.PATEL & A.A. SAYED, JJ.

DATE : July 2, 2007.

P.C.

1. Heard.

2. In view of the fact that the Order impugned under this LPA has been substantially complied with,

nothing survives in this LPA, as the issue pending before the learned Single Judge has to be decided on merits, the learned Counsel for the appellant seeks permission to withdraw the LPA. We therefore, permit the appellant to withdraw the Appeal as infructuous.

The Appeal is dismissed as withdrawn.

3. In view of dismissal of the Appeal nothing survives in the Civil applications, the same are disposed of accordingly.

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[A. A.Sayed, J] [J.N.Patel, J.]